

MAY-07-03 WED 03:00 PM

FAX NO.

P. 25



INTELLECTUAL PROPERTY LAW
PATENTS, TRADEMARKS,
COPYRIGHTS, UNLAW
COMPOSITION, TRADE SECRETS,
LITIGATION, DISPUTE RESOLUTION
AND RELATED MATTERS

SALT LAKE AREA OFFICE
8180 SOUTH 700 EAST, SUITE 200
SANDY, UTAH 84070 0562
801.566.6633
801.566.0750 FAX
PATLAW@TNW.COM
WWW.TNW.COM

U.S. MAILING ADDRESS
P.O. BOX 1219
SANDY, UTAH 84091-1219

LAS VEGAS AREA OFFICE
OF COUNSEL NEIL J. BELLER
7408 WEST SAHARA
LAS VEGAS, NEVADA 89117
702.368.7767
† ADMITTED IN NEVADA

VAUGHN W. NORTH
M. WAYNE WESTERN
GARRON M. HOBSON
PETER M. DE JONGE
CLIFTON W. THOMPSON
STEVE M. PERRY
WEILI CHENG, PH.D.
DAVID R. MCKINNEY, PE
GARY P. OAKESON
DAVID W. OSBORNE
DAVID L. STOTT
JASON R. JONES
PAUL C. DESTREICH, M.S.
ERIK S. ERICKSEN, M.S.
REGISTERED PATENT ATTORNEYS
BRYAN K. HANKS
PATENT AGENT
NATHAN S. WINESCTT
OF COUNSEL
ALEX HAYMOND, B.S. EE
TODD B. ALDER, PH.D.
JONATHAN M. BENNS, PH.D.
AARON M. SMITH, B.S. EE
WILLIAM T. RALSTON, PH.D. EE
TECHNICAL CONSULTANTS
CALVIN E. THORPE
(1938-1999)

May 7, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

VIA FAX TO FRANCINE YOUNG (703) 746-6713 for:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing and pursuant to 37 C.F.R. §§ 1.56 and 1.97 is a Supplemental Information Disclosure Statement.

Enclosed also are the following designated documents, as required under 37 C.F.R. §§ 1.97 and 1.98:

- ☒ Form PTO-1449 list of 2 references submitted for consideration.
- ☒ Legible copies of the listed references or their relevant portions.
- ☒ All English translations of each non-English reference, if any, within the possession, custody, control or availability of anyone designated in 37 C.F.R. § 1.56(c) (see 37 C.F.R. § 1.98(c)).

The following are included within the Information Disclosure Statement if applicable and as required under 37 C.F.R. § 1.98:

- Concise explanation of relevance of each reference not in English and unaccompanied by an English translation.

Commissioner of Patents
and Trademarks
Page 2

- ___ Statement that certain listed references not enclosed are substantially cumulative of an enclosed reference.
- ___ Statement that certain listed references not enclosed were previously cited by or submitted to the Office in the identified prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

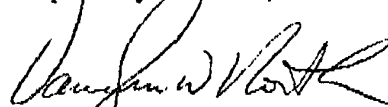
In order to secure consideration of the items designated above, one or more of the following, if required, is also enclosed:

- ___ Statement under 37 C.F.R. § 1.97(e)(1) or (2).
- ___ Check No. ___ in the amount of \$ (amount in § 1.17(p)) constituting the submission fee set forth in 37 C.F.R. § 1.17(p).

In the event that 37 C.F.R. § 1.97(e) applies and the Examiner is not satisfied that the Statement meets the requirements of 37 C.F.R. § 1.97(e), or in any other event remediable by a fee, please credit any over payment or charge any additional fees to Deposit Account No. 20-0100 of the undersigned.

Dated this 7th day of May 2003.

Respectfully submitted,



Vaughn W. North
Customer No. 20,551
Attorney for Applicant
Registration No. 27,390
Docket No. T6637.CJP.PCT.US
Application Ser. No. 09/646,235
THORPE NORTH & WESTERN, LLP
P.O. Box 1219
Sandy, UT 84091-1219
Telephone (801) 566-6633

VWN/vad

\\FILES\7600\T6637\T6637-CJP-PCT-US IDSSUPPTRANSMITTAL.DOC

U.S. PATENT APPLICATION NO. 09/646,235
DOCKET NO. T6637.CIP.PCT.US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

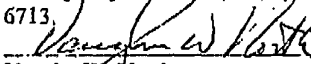
APPLICANT: North, et al
SERIAL NO.: 09/646,235
FILED: March 15, 1999
CONFIRM. NO.:
FOR: APPARATUS FOR CONVERTING
OCEAN WAVE MOTION TO ELECTRICITY

ART UNIT:

EXAMINER:

DOCKET NO.: T6637.CIP.PCT.US

**CERTIFICATE OF DEPOSIT
UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being faxed under 37 C.F.R. § 1.8 on the date indicated below and is addressed to Francine Young, National Stage Processing, Paralegal Specialist at (703) 746-6713.

Vaughn W. North

May 7, 2003

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97**

VIA FAX TO FRANCINE YOUNG (703) 746-6713 for:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). Applicant respectfully submits that this Information Disclosure Statement is filed pursuant to:

 X 37 C.F.R. § 1.97 (b)(1) or (3), within three months of the filing date of the application, or before a first office action on the merits, whichever occurs last;

Assistant Commissioner of Patents
Page 2

..... 37 C.F.R. § 1.97 (c), after a first office action on the merits, but before a Final Office Action or a Notice of Allowance, whichever occurs first, and is accompanied by either 1) a statement in accordance with 37 C.F.R. § 1.97(c), or 2) the fee set forth in § 1.17(p); or

..... 37 C.F.R. § 1.97 (d), after a Final Office Action or Notice of Allowance, whichever occurs first, but on or before payment of the issue fee, and is accompanied by both 1) a statement in accordance with 37 C.F.R. § 1.97(c), and 2) the fee set forth in § 1.17(p).

While no representation is made that any of these references may be "prior art" within the meaning of that term in accordance with 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the references listed, together with any other references which may have been previously submitted or listed, are the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each listed reference (or relevant portion thereof) which was not previously submitted to, or cited by, the Patent Office is also enclosed.

For all listed references that are not either in the English language, or accompanied by a translation into English, a concise explanation of relevance as required under 37 C.F.R. § 1.98(a)(3) is enclosed attached to each.

Assistant Commissioner of Patents

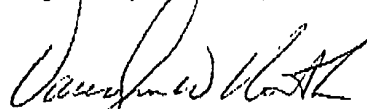
Page 3

Please charge any additional fees or credit any overpayment to Deposit Account No. 20-

0100.

DATED this 7th day of May, 2003.

Respectfully submitted,



Vaughn W. North

Attorney for Applicant

Registration No. 27,930

THORPE NORTH & WESTERN, LLP

P.O. Box 1219

Sandy, Utah 84091-1219

Telephone (801) 566-6633

VWN/vad

FILED: 5/7/03 6:28:39 PM [Eastern Daylight Time]

Sheet 1 of 1

FIG-1499		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. T6637.CIP.PCT.US		SERIAL NO. 09/646,235	
LIST OF PRIOR ART CITED BY APPLICANT				APPLICANT North, et al			
				FILING DATE March 15, 1999		GROUP	
U.S. PATENT DOCUMENTS							
EXAMINER INITIALS		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA						
	AB						
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						
	AO						
	AP						
	AQ						
	AR						
FOREIGN PATENT DOCUMENT							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
	AS	2 282 188A	29-03-95	GB			
	AT	10103215	21-04-98	Japan			X
	AU						
	AV						
	AW						
OTHER PRIOR ART (Including Author, Title, Pertinent Pages, Etc.)							
	AX						
	AY						
	AZ						
EXAMINER					DATE CONSIDERED		
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance And not considered. Include copy of this form with next communication to Applicant.							

U:\NLS\VT600\VT6637\T6637-CIP-PCT-US-1449.doc